

1 BILL NO. 85-07-11

Annexation Ord. X-06-85

2 AN ORDINANCE to amend Annexation
3 Ordinance No. X-85-02-26, the Elk
4 Grove Annexation.

5 WHEREAS, the Common Council has been petitioned by
6 fifty-one percent (51%) of the owners of property contained
7 within the area previously introduced before Common Council and
8 described in X-85-02-26 to annex said territory through
9 voluntary annexation procedures.

10 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
11 FORT WAYNE, INDIANA:

12 SECTION 1. That it is in the best interest of the City
13 to allow this voluntary annexation and to amend Ordinance
14 No. X-85-02-26 accordingly. That Annexation Ordinance No.
15 X-85-02-26 is amended to delete the following described
16 territory which is the same territory sought to be annexed into
17 the City of Fort Wayne through voluntary annexation;

18 SECTION 2. That the territorial description of Annexa-
19 tion Ordinance No. X-85-02-26 be amended to read as follows:

20 Part of the North half of Section 33, Township 31
21 North, Range 12 East and part of Section 28, Township
22 31 North, Range 12 East, Allen County, Indiana.

23 Beginning at the Southeast corner of the Southwest
24 Quarter of the Southeast Quarter of Section 28,
25 Township 31 North, Range 12 East; thence South along
26 the East line of the Northwest Quarter of the Northeast
27 Quarter of Section 33, Township 31 North, Range 12
28 East, 25 feet to the South right-of-way line of Butler
29 Road; thence West along said South right-of-way line to
30 the intersection of the East right-of-way line of
31 Hillegas Road; thence Northwesterly to the intersection
32 of the North right-of-way line of Butler Road and the
East right-of-way line of Hillegas Road; thence North
along the East right-of-way line of Hillegas Road to
the intersection of the South right-of-way line of
Coliseum Blvd.; thence Northeasterly and East along
said South right-of-way line to the East line of the
Northwest Quarter Section 28, Township 31 North Range
12 East; thence South on the East line of the Northwest
Quarter to the South line of the Northeast Quarter of
Northwest Quarter of said Section 28; thence West along
said South line 317.1 feet; thence South 00° 25 feet
West and parallel to the West line of the Southeast

1 quarter of the said Northwest Quarter a distance of 661
2 feet to the North line of the South half of the
3 Southeast Quarter of the Northwest Quarter of Section
4 28; thence West 990 feet along the North line of the
5 South half of the Southeast Quarter of said Northwest
6 Quarter to the West line of the Southeast Quarter of
7 the Northwest Quarter of said section; thence South
8 along said West line and the West line of the East half
9 of the Southwest Quarter of Section 28 to the South
10 line of said Section 28; thence East along said
11 South line to the point of beginning; area containing
12 213 acres more or less.

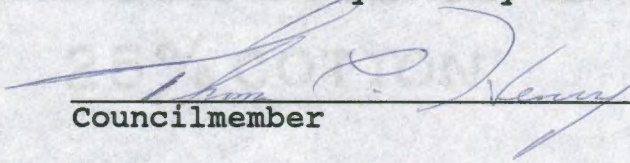
13
14 Excluding therefrom:

15 A parcel of land located in the Northwest One-Quarter
16 of Section 28, Township 31 North, Range 12 East, Allen
17 County, Indiana and more particularly described as
18 follows, to wit: COMMENCING at the Northeast corner of
19 the Northwest One-Quarter of Section 28, Township 31
20 North, Range 12 East; thence south along the East line
21 of said Northwest One-Quarter a distance of 29.94
22 feet to the point of BEGINNING. BEGINNING at the above
23 described point; thence South along the East line of
24 said Northwest One-Quarter a distance of 431.19 feet to
25 an iron pin; thence Westerly by a deflection right of
26 89 degrees 50 minutes a distance of 392.88 feet to
27 an iron pin; thence Northerly by a deflection right of
28 91 degrees 43 minutes 56 seconds a distance of 302.89
29 feet to an iron pin; thence continuing Northerly by a
30 deflection right of 14 degrees 12 minutes 20 seconds a
31 distance of 126.75 feet to an iron pin on the existing
32 South right-of-way line of California Road; thence
Easterly by a deflection right of 72 degrees 59 minutes
21-seconds along said South right-of-way line a
distance of 350.00 feet to the East line of said
Northwest One-Quarter and the point of BEGINNING.
EXCEPTING therefrom the following described parcel of
land as recorded in the Office of the Recorder, Allen
County, Indiana as Document Number 73-4226: A part of
the Northeast Quarter of the Northwest Quarter of
Section 28, Township 31 North, Range 12 East, Allen
County, Indiana, described as follows: Beginning at
the Intersection of the East line of said Quarter-
Quarter section and the south boundary of California
Road 29.94 feet Southerly of the Northeast corner
of said Quarter-Quarter section; thence Southerly 7.03
feet along said East line; thence North 83-degrees
57 minutes 32 seconds West 55.67 feet to said South
boundary; thence Easterly 55.14 feet along said South
boundary to the point of Beginning and containing 0.004
acres, more or less. The herein described parcel
contains 3.75 acres of land, more or less, and is
subject to any easements of record.

SECTION 3. That except as hereby amended, Annexation
Ordinance X-85-02-26 shall remain unchanged.

SECTION 4. That this ordinance shall be in full force
and effect after its passage, approval by the Mayor, and sixty

1 days after final publication thereof as required by law.

2
3 
Councilmember

4 APPROVED AS TO FORM AND LEGALITY:

5 
6 Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Henry,
seconded by Talarico, and duly adopted, read the second time
by title and referred to the Committee Annexation (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ .M., E.S.

DATE: 7-9-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury,
seconded by Redd, and duly adopted, placed on its
passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	_____	_____	<u>1</u>	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	<u>✓</u>	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 7-23-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (~~APPROPRIATION~~) (~~GENERAL~~)
(~~SPECIAL~~) (~~ZONING MAP~~) ORDINANCE (RESOLUTION) NO. X-06-85
on the 23rd day of July, 1985,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 24th day of July, 1985,
at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24th day of July,
1985, at the hour of 4:00 o'clock P.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

DIGEST SHEET

X-85-07-11

TITLE OF ORDINANCE Ordinance Amending X-85-02-26, Elk Grove Annexation

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Ordinance deletes a portion of the territory
described by X-85-02-26. The deleted territory has been submitted for
voluntary annexation and is covered by the Hack-Stewart Annexation.

EFFECT OF PASSAGE The Elk Grove Annexation is amended to exclude a piece
of territory previously described by X-85-02-26.

EFFECT OF NON-PASSAGE The Elk Grove Annexation is unchanged.

MONEY INVOLVED (Direct Cost, Expenditures, Savings) _____
To be determined by fiscal plan prepared by Community Development & Planning

ASSIGNED TO COMMITTEE (J.N.) _____



The City of Fort Wayne

July 26, 1985

Ms. Trudy Sterling
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the dates of
July 30 and August 6, 1985, in both the News Sentinel
and the Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

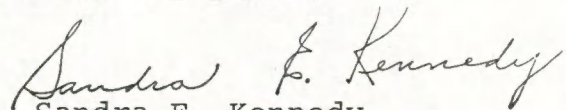
Bill No. X-85-07-11
Annexation Ord. No. X-06-85

Bill No. X-85-07-12
Annexation Ord. No. X-07-85

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,


Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

LEGAL NOTICE

Notice is hereby given that on the 23rd day of
July, 19 85, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. X-85-07-11 Annexation
Ordinance No. X-06-85 to-wit:

BILL NO. *85-07-11*

Annexation Ord. X-06-85

AN ORDINANCE to amend Annexation
Ordinance No. X-85-02-26, the Elk
Grove Annexation.

WHEREAS, the Common Council has been petitioned by
fifty-one percent (51%) of the owners of property contained
within the area previously introduced before Common Council and
described in X-85-02-26 to annex said territory through
voluntary annexation procedures.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:

SECTION 1. That it is in the best interest of the City
to allow this voluntary annexation and to amend Ordinance
No. X-85-02-26 accordingly. That Annexation Ordinance No.
X-85-02-26 is amended to delete the following described
territory which is the same territory sought to be annexed into
the City of Fort Wayne through voluntary annexation;

SECTION 2. That the territorial description of Annexa-
tion Ordinance No. X-85-02-26 be amended to read as follows:

Part of the North half of Section 33, Township 31
North, Range 12 East and part of Section 28, Township
31 North, Range 12 East, Allen County, Indiana.

Beginning at the Southeast corner of the Southwest
Quarter of the Southeast Quarter of Section 28,
Township 31 North, Range 12 East; thence South along
the East line of the Northwest Quarter of the Northeast
Quarter of Section 33, Township 31 North, Range 12
East, 25 feet to the South right-of-way line of Butler
Road; thence West along said South right-of-way line to
the intersection of the East right-of-way line of
Hillegas Road; thence Northwesterly to the intersection
of the North right-of-way line of Butler Road and the
East right-of-way line of Hillegas Road; thence North
along the East right-of-way line of Hillegas Road to
the intersection of the South right-of-way line of
Coliseum Blvd.; thence Northeasterly and East along
said South right-of-way line to the East line of the
Northwest Quarter Section 28, Township 31 North Range
12 East; thence South on the East line of the Northwest
Quarter of the Northeast Quarter of

Fort Wayne Common Council

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

LEGAL NOTICE

Notice is hereby given that on the 23rd day of July, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-07-11 Annexation Ordinance No. X-06-85 to-wit:

BILL NO. X-85-07-11
ANNEXATION ORDINANCE NO. X-06-85
AN ORDINANCE to amend Annexation Ordinance No. X-85-02-26, the Elk Grove Annexation.

WHEREAS, the Common Council has been petitioned by fifty-one percent (51%) of the owners of property contained within the area previously introduced before Common Council and described in X-85-02-26 to annex said territory through voluntary annexation procedures.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That it is in the best interest of the City to allow this voluntary annexation and to amend Ordinance No. X-85-02-26 accordingly. That Annexation Ordinance No. X-85-02-26 is amended to delete the following described territory which is the same territory sought to be annexed into the City of Fort Wayne through voluntary annexation;

SECTION 2. That the territorial description of Annexation Ordinance No. X-85-02-26 be amended to read as follows:

Part of the North half of Section 33, Township 31 North, Range 12 East and part of Section 28, Township 31 North, Range 12 East, Allen County, Indiana.

Beginning at the Southeast corner of the Southwest Quarter of the Southeast Quarter of Section 28, Township 31 North, Range 12 East; thence South along the East line of the Northwest Quarter of the Northeast Quarter of Section 33, Township 31 North, Range 12 East, 25 feet to the South right-of-way line of Butler Road; thence West along said South right-of-way line to the intersection of the East right-of-way line of Hillegas Road; thence Northwest to the intersection of the North right-of-way line of Butler Road and the East right-of-way line of Hillegas Road; thence North along the East right-of-way line of Hillegas Road to the intersection of the South right-of-way line of Coliseum Blvd.; thence Northeast to the East line of the Northwest Quarter of Section 28, Township 31 North, Range 12 East; thence South on the East line of the Northwest Quarter to the South line of the Northeast Quarter of Northwest Quarter of said Section 28; thence West along Northwest Quarter of said Section 28; thence West along said South line 317.1 feet; thence South 00 degrees 25 feet West and parallel to the West line of the Southeast Quarter of the said Northwest Quarter a distance of 661 feet to the North line of the South half of the Southeast Quarter of the Northwest Quarter of Section 28; thence West 990 feet along the North line of the South half of the Southeast Quarter of said Northwest Quarter to the West line of the Southeast Quarter of the Northwest Quarter of said section; thence South along said West line and the West line of the East half of the Southwest Quarter of Section 28 to the South line of said Section 28; thence East along said South line to the point of beginning; area containing 213 acres more or less.

Excluding therefrom:

A parcel of land located in the Northwest One-Quarter of Section 28, Township 31 North, Range 12 East, Allen County, Indiana and more particularly described as follows, to-wit: COMMENCING at the Northeast corner of the Northwest One-Quarter of Section 28, Township 31 North, Range 12 East; thence south along the East line of said Northwest One-Quarter a distance of 29.94 feet to the point of BEGINNING. BEGINNING at the above described point; thence South along the East line of said Northwest One-Quarter a distance of 431.19 feet to an iron pin; thence Westerly by a deflection right of 89 degrees 50 minutes a distance of 392.88 feet to an iron pin; thence Northerly by a deflection right of 91 degrees 43 minutes 56 seconds a distance of 302.89 feet to an iron pin; thence continuing Northerly by a deflection right of 14 degrees 12 minutes 20 seconds a distance of 126.75 feet to an iron pin on the existing South right-of-way line of California Road; thence Easterly by a deflection right of 72 degrees 59 minutes 21 seconds along said South right-of-way line a distance of 350.00 feet to the East line of said Northwest One-Quarter and the point of BEGINNING. EXCEPTING therefrom the following described parcel of land as recorded in the Office of the Recorder, Allen County, Indiana as Document Number 73-4226: A part of the Northeast Quarter of the Northwest Quarter of Section 28, Township 31 North, Range 12 East, Allen County, Indiana, described as follows: Beginning at the intersection of the East line of said Quarter-Quarter section and the south boundary of California Road 29.94 feet Southerly of the Northeast corner of said Quarter-Quarter section; thence Southerly 7.03 feet along said East line; thence North 83 degrees 57 minutes 32 seconds West 55.67 feet to said South boundary; thence Easterly 55.14 feet along said South boundary to the point of Beginning and containing 0.004 acres, more or less. The herein described property contains 3.75 acres of land, more or less, and is subject to any easements of record.

SECTION 3. That except as hereby amended, Annexation Ordinance X-85-02-26 shall remain unchanged.

SECTION 4. That this ordinance shall be in full force and effect after its passage, approval by the Mayor, and sixty days after final publication thereof as required by law.

Thomas C. Henry

Councilmember

Read the third time in full and on motion by Bradbury, seconded by Redd, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight
Bradbury, Burns, Eisbart, GiaQuinta, Henry, Redd, Schmidt, Talarico
NAYS: None
ABSENT: One
Stier
DATE: 7-23-85

Sandra E. Kennedy

City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-06-85, on the 23rd day of July, 1985.

ATTEST: Sandra E. Kennedy, City Clerk

Mark E. GiaQuinta, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of July, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy

City Clerk

Approved and signed by me this 24th day of July, 1985, at the hour of 4:00 o'clock P.M., E.S.T.

Win Moses, Jr.

Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-06-85, passed by the Common Council on the 23rd day of July, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 24th day of July, 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 24th day of July, 1985.

SANDRA E. KENNEDY, CITY CLERK

PUBLISHER'S CLAIM

not exceed two actual lines, neither of which shall total more than four solid lines
which the body of the advertisement is set) - number of equivalent lines

lines 1
lines 151
lines 1
r of lines in notice 153

1 153 .450¢ 68.85
columns wide equals equivalent lines at

notices containing rule or tabular work (50 per cent of above amount)

of publication (50 cents for each proof in excess of two) 2 extra 1.00

UNT OF CLAIM 69.85

2.5 picas Size of type 6 point

2 Size of quad upon which type is cast 6

h. 89., Acts 1967.

is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the
Drusilla Roose
undersigned who, being duly sworn, says

that he/she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for two times the dates of publication being

as follows:

7/30 - 8/6/85

Subscribed and sworn to me before this 6th day of August 19 85

Anne M. Perkins Notary Public

My commission expires November 29, 1985

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To

JOURNAL-GAZETTE

Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT		
Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	1
Body	number of lines	151
Tail	number of lines	1
Total number of lines in notice		153

COMPUTATION OF CHARGES	
153 lines, 1 columns wide equals 153 equivalent lines at .450¢	\$ 68.85
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra	1.00
TOTAL AMOUNT OF CLAIM	\$ 69.85

DATA FOR COMPUTING COST	
Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date

Aug. 6

19

85

Title

CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned **Drusilla Roose** who, being duly sworn, says that he/she is **CLERK** of the **JOURNAL-GAZETTE** **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows: **7/30 - 8/6/85**

Subscribed and sworn to me before this **6th** day of **August** 19 **85**

Anne M. Perkins Notary Public

My commission expires **November 29, 1985**

LEGAL NOTICE

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BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That it is in the best interest of the City to allow this voluntary annexation and to amend Ordinance No. X-85-02-26 accordingly. That Annexation Ordinance No. X-85-02-26 is amended to delete the following described territory which is the same territory sought to be annexed into the City of Fort Wayne through voluntary annexation;

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SANDRA E. KENNEDY, CITY CLERK

7/30-8/6

Fort Wayne Common Council

LEGAL NOTICE

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Beginning at the Southeast corner of the Southwest Quarter of the Southeast Quarter of Section 28, Township 31 North, Range 12 East; thence South along the East line of the Northwest Quarter of the Northeast Quarter of Section 33, Township 31 North, Range 12 East, 25 feet to the South right-of-way line of Butler Road; thence West along said South right-of-way line to the intersection of the East right-of-way line of Hillegas Road; thence Northwest to the intersection of the North right-of-way line of Butler Road and the East right-of-way line of Hillegas Road; thence North along the East right-of-way line of Hillegas Road to the intersection of the South right-of-way line of Coliseum Blvd.; thence Northeast to the intersection of the East right-of-way line of the East line of the Northwest Quarter Section 28, Township 31 North, Range 12 East; thence South on the East line of the Northwest Quarter to the South line of the Northeast Quarter of Northwest Quarter of said Section 28; thence West along Northwest Quarter of said Section 28; thence West along said South line 317.1 feet; thence South 00 degrees 25 feet West and parallel to the West line of the Southeast Quarter of the said Northwest Quarter a distance of 661 feet to the North line of the South half of the Southeast Quarter of the Northwest Quarter of Section 28; thence West 990 feet along the North line of the South half of the West line of the Southeast Quarter of the Northwest Quarter of said section; thence South along said West line and the West line of the East half of the Southwest Quarter of Section 28 to the South line of said Section 28; thence East along said South line to the point of beginning; area containing 213 acres more or less.

Excluding therefrom:

A parcel of land located in the Northwest One-Quarter of Section 28, Township 31 North, Range 12 East, Allen County, Indiana and more particularly described as follows, to-wit: COMMENCING at the Northeast corner of the Northwest One-Quarter of Section 28, Township 31 North, Range 12 East; thence south along the East line of said Northwest One-Quarter a distance of 29.94 feet to the point of BEGINNING. BEGINNING at the above described point; thence South along the East line of said Northwest One-Quarter a distance of 431.19 feet to an iron pin; thence West by a deflection right of 89 degrees 50 minutes a distance of 392.88 feet to an iron pin; thence Northerly by a deflection right of 31 degrees 43 minutes 56 seconds a distance of 302.89 feet to an iron pin; thence continuing Northerly by a deflection right of 14 degrees 12 minutes 20 seconds a distance of 126.75 feet to an iron pin on the existing South right-of-way line of California Road; thence Easterly by a deflection right of 72 degrees 59 minutes 21 seconds along said South right-of-way line a distance of 350.00 feet to the East line of said Northwest One-Quarter and the point of BEGINNING. EXCEPTING therefrom the following described parcel of land as recorded in the Office of the Recorder, Allen County, Indiana as Document Number 73-4226: A part of the Northeast Quarter of the Northwest Quarter of Section 28, Township 31 North, Range 12 East, Allen County, Indiana, described as follows: Beginning at the intersection of the East line of said Quarter-Quarter section and the south boundary of California Road 29.94 feet Southerly of the Northeast corner of said Quarter-Quarter section; thence Southerly 7.03 feet along said East line; thence North 83 degrees 57 minutes 32 seconds West 55.67 feet to said South boundary; thence Easterly 55.14 feet along said South boundary to the point of Beginning and containing 0.004 acres, more or less. The herein described property contains 3.75 acres of land, more or less, and is subject to any easements of record.

SECTION 3. That except as hereby amended, Annexation Ordinance X-85-02-26 shall remain unchanged.

SECTION 4. That this ordinance shall be in full force and effect after its passage, approval by the Mayor, and sixty days after final publication thereof as required by law.

Thomas C. Henry
Councilmember

Read the third time in full and on motion by Bradbury, seconded by Redd, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight
Bradbury, Burns, Eisbart, GiaQuinta, Henry, Redd, Schmidt, Talarico
NAYS: None
ABSENT: One

Stier
DATE: 7-23-85

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-06-85, on the 23rd day of July, 1985.

ATTEST: Sandra E. Kennedy, City Clerk

Mark E. GiaQuinta, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of July, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
City Clerk
Approved and signed by me this 24th day of July, 1985, at the hour of 4:00 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-06-85, passed by the Common Council on the 23rd day of July, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 24th day of July, 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 24th day of July, 1985.

SANDRA E. KENNEDY, CITY CLERK

7/30-8/6

PUBLISHER'S CLAIM

not exceed two actual lines, neither of which shall total more than four solid lines
which the body of the advertisement is set) - number of equivalent lines

lines 1
lines 151
lines 1
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1 153450¢ 68.85
line columns wide equals equivalent lines at \$.....

otices containing rule or tabular work (50 per cent of above amount) 1.00

of publication (50 cents for each proof in excess of two) 2 extra 1.00

OUNT OF CLAIM \$..... 69.85

2.5 picas Size of type 6 point

2 Size of quad upon which type is cast 6

h. 89., Acts 1967.

just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the

undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, two times

which was duly published in said paper for the dates of publication being

as follows:

7/30 - 8/6/85

Subscribed and sworn to me before this 6th day of August 19 85

Anne M. Perkins
Anne M. Perkins Notary Public

My commission expires November 29, 1985

Fort Wayne Common Council
(Governmental Unit)
Allen
County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	
Head	number of lines	1
Body	number of lines	151
Tail	number of lines	1
Total number of lines in notice		153

COMPUTATION OF CHARGES

153 lines, 1 columns wide equals 153 equivalent lines at .450¢	\$ 68.85
cents per line	
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra	1.00
TOTAL AMOUNT OF CLAIM	\$ 69.85

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Aug. 6 19 85

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows: 7/30 - 8/6/85

Subscribed and sworn to me before this 6th day of August 19 85
Anne M. Perkins Notary Public
My commission expires November 29, 1985

LEGAL NOTICE

Notice is hereby given that on the 23rd day of July, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-07-11 Annexation Ordinance No. X-06-85 to-wit:

BILL NO. X-85-07-11
ANNEXATION ORDINANCE NO. X-06-85
AN ORDINANCE to amend Annexation Ordinance No. X-85-02-26, the Elk Grove Annexation.

WHEREAS, the Common Council has been petitioned by fifty-one percent (51%) of the owners of property contained within the area previously introduced before Common Council and described in X-85-02-26 to annex said territory through voluntary annexation procedures.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That it is in the best interest of the City to allow this voluntary annexation and to amend Ordinance No. X-85-02-26 accordingly, That Annexation Ordinance No. X-85-02-26 is amended to delete the following described territory which is the same territory sought to be annexed into the City of Fort Wayne through voluntary annexation:

SECTION 2. That the territorial description of Annexation Ordinance No. X-85-02-26 be amended to read as follows:

Part of the North half of Section 33, Township 31 North, Range 12 East and part of Section 28, Township 31 North, Range 12 East, Allen County, Indiana.

Beginning at the Southeast corner of the Southwest Quarter of the Southeast Quarter of Section 28, Township 31 North, Range 12 East; thence South along the East line of the Northwest Quarter of the Northeast Quarter of Section 33, Township 31 North, Range 12 East, 25 feet to the South right-of-way line of Butler Road; thence West along said South right-of-way line to the intersection of the East right-of-way line of Hillegas Road; thence Northwest-erly to the intersection of the North right-of-way line of Butler Road and the East right-of-way line of Hillegas Road; thence North along the East right-of-way line of Hillegas Road to the intersection of the South right-of-way line of Coliseum Blvd.; thence Northeast-erly and East along said South right-of-way line to the East line of the Northwest Quarter Section 28, Township 31 North, Range 12 East; thence South on the East line of the Northwest Quarter to the South line of the Northeast Quarter of Northwest Quarter of said Section 28; thence West along Northwest Quarter of said Section 28; thence West

BILL NO. X-85-07-11

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) to amend Annexation

Ordinance No. X-85-02-26, the Elk Grove Annexation

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG

LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(~~RESOLUTION~~)

YES

NO

JANET G. BRADBURY
CHAIRWOMAN

THOMAS C. HENRY
VICE CHAIRMAN

SAMUEL J. TALARICO

PAUL M. BURNS

BEN A. EISBART

CONCURRED IN 7-23-85

SANDRA E. KENNEDY
CITY CLERK